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Insurance Company

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

NEW YORK MARINE AND
GENERAL INSURANCE COMPANY,
a New York corporation,,

Plaintiff,

v.

AMBER HEARD, an individual,,

Defendant.

Case No. 2:22-cv-04685-GW(PDx)

Consolidated for Pre-Trial Purposes
with 2:21-cv-5832-GW (PDx)

**JOINT STIPULATION TO
CONTINUE HEARING ON
HEARD'S MOTION FOR
JUDGMENT ON THE PLEADINGS**

Hon. George H. Wu

AMBER HEARD, an individual,

Counter-Claimant

v.

NEW YORK MARINE AND
GENERAL INSURANCE COMPANY,
a New York Corporation,

Counter-Defendant

1 Plaintiff New York Marine And General Insurance Company (“New York
2 Marine”) and Defendant Amber Heard, by and through their counsel of record, hereby
3 stipulate as follows:

4 1. Amber Heard filed a Motion for Judgment On The Pleadings which is
5 currently set for hearing on July 13, 2023.

6 2. The current deadline for New York Marine’s opposition to that Motion
7 is June 22, 2023.

8 3. New York Marine intends to file its own separate Motion for Judgment
9 On The Pleadings and will file that Motion concurrently with and consolidated with
10 the Opposition to Heard’s Motion for Judgment On The Pleadings.

11 4. Because New York Marine’s Motion For Judgment On The Pleadings
12 will not be set for hearing until July 27, 2023 (the first available date for the Parties
13 and the Court’s schedule), New York Marine and Heard met and conferred and agreed
14 that it is in the interest of judicial economy to have both Heard’s and New York
15 Marine’s motions heard concurrently.

16 5. New York Marine and Heard will follow the original briefing schedule
17 for Heard’s Motion For Judgment On The Pleadings, with New York Marine’s
18 Opposition to be filed on or before June 22, 2023 and Heard’s Reply to be filed on or
19 before June 29, 2023. With regard to New York Marine’s Motion For Judgment On
20 The Pleadings, Heard’s Opposition will be filed on or before July 6, 2023 and New
21 York Marine’s Reply will be filed on or before July 13, 2023.

22 6. Therefore, New York Marine and Heard by and through their respective
23 counsel hereby stipulate, that the hearing on Heard’s Motion For Judgment On The
24 Pleadings should be continued to July 27, 2023, so that both Motions may be heard
25 concurrently.

1 Dated: June 21, 2023

McCORMICK, BARSTOW, SHEPPARD,
WAYTE & CARRUTH LLP

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3
4 By: /s/ James P Wagoner

James P. Wagoner

Nicholas H. Rasmussen

Graham A. Van Leuven

Attorneys for Plaintiff and Counter-Defendant

New York Marine and General Insurance
Company

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9 DATED: June 21, 2023

PASICH LLP

10
11 By: /s/ Kayla Robinson

Kirk Pasich

Kayla Robinson

Attorneys for Defendant Amber Heard

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14 9182763.1

PROOF OF SERVICE

**New York Marine and General Insurance Company v. Amber Heard
USDC Central District of California, Case No. 2:22-cv-04685-GW-PD**

STATE OF CALIFORNIA, COUNTY OF FRESNO

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of Fresno, State of California. My business address is 7647 North Fresno Street, Fresno, CA 93720.

On June 21, 2023, I served true copies of the following document(s) described as **JOINT STIPULATION TO CONTINUE HEARING ON HEARD'S MOTION FOR JUDGMENT ON THE PLEADINGS** on the interested parties in this action as follows:

SEE ATTACHED SERVICE LIST

BY ELECTRONIC SERVICE (E-MAIL): Based on a court order or an agreement of the parties to accept electronic service, my electronic service address is heather.ward@mccormickbarstow.com, and I caused the document(s) to be sent to the persons at the electronic service address(es) listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

BY CM/ECF NOTICE OF ELECTRONIC FILING: I electronically filed the document(s) with the Clerk of the Court by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system. Participants in the case who are not registered CM/ECF users will be served by mail or by other means permitted by the court rules.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on June 21, 2023, at Fresno, California.

/s/ Heather Ward
Heather Ward

SERVICE LIST

New York Marine and General Insurance Company v. Amber Heard
USDC Central District of California, Case No. 2:22-cv-04685-GW-PD

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Courtesy Copy – Via Email

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consolidated for pre-trial purposes*